



California Regional Water Quality Control Board

San Diego Region

Winston H. Hickox
Secretary for
Environmental
Protection

Internet Address: <http://www.swrcb.ca.gov/rwqcb9/>
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ITEM 22-Document 5e

February 7, 2001

Kanwar Narain and Ragini Narain
Narain Oil Inc.
Ajkeraka Inc.
P.O. Box 1918
Rancho Santa Fe, CA 92067

Dear Mr. and Mrs. Narain:

RE: **WORKPLAN FOR FORMER DELTA DISCOUNT GAS STATION,
28111 FRONT STREET, TEMECULA, CASE NO. 9UT2937,
DATED JANUARY 10, 2001**

By letter dated November 9, 2000, and pursuant to California Water Code section 13267, you were required by the San Diego Regional Water Quality Control Board (RWQCB) to submit a workplan for site assessment to complete the delineation of soil and groundwater pollution at the former Delta Discount Gas Station. The workplan was to be received in this office by January 5, 2001. The workplan was received after the due date on January 16, 2001 and was reviewed by staff. The workplan is incomplete, lacks detail and is inadequate to accomplish the objective of complete delineation of soil and groundwater pollution at the site. The minimal soil samples and borings proposed in the workplan are more appropriate for a preliminary assessment rather than a complete delineation of pollution. Of particular concern is the lack of detail regarding delineation of methyl tertiary butyl ether (MTBE) pollution in groundwater which may adversely affect water quality in a down gradient municipal supply well. Describing the numerous deficiencies of the workplan is beyond the scope of a comment letter. Thus, at our meeting on January 29, 2001, Jody Ebsen of my staff provided you with a checklist of the information we expect the workplan to contain.

Preparation and submission of an adequate workplan is an urgent matter. Because of the adverse water quality affects at the down gradient municipal well, the RWQCB considers investigation of this site to be a high priority. Further, you are in violation of a requirement to submit the workplan by January 5, 2001, and could be subject to administrative civil liability penalties of up to \$1000 per day from the due date of the report until it is received and deemed adequate by the RWQCB.

In a facsimile to Ms. Ebsen dated January 30, 2001, you requested a two-week extension of the date for submitting the workplan and the quarterly groundwater monitoring report due on

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January 31, 2001. I understand from our meeting that you wrongly assumed that the monitoring report would not be due until after the workplan was deemed adequate by the RWQCB. Additionally, your hiring of a new consultant will delay further submission of the two documents. Your misunderstanding of the due date on the monitoring report and need to hire a new consultant are unfortunate but not an adequate basis for changing the compliance dates. Thus, your request for a time extension to submit the documents is denied. The expediency with which you submit an adequate workplan and monitoring report to the RWQCB are factors that will be considered in determining appropriate enforcement actions in this case.

If you have any questions regarding this letter, please call me at (858) 627-3926. You may also contact Ms. Ebsen at (858) 636-3146 or by email at ebsej@rb9.swrcb.ca.gov.

Respectfully,



JULIE CHAN
Senior Engineering Geologist
San Diego Regional Water Quality Control Board

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File: 50-2937.05

cc: Caldwell Family Trust, c/o Mr. J. Steve, Tiritilli Realty, 29379 Rancho California Road, Ste. 108, Temecula, CA 92591.

Mr. John H. Reaves, Esq., Caldwell Family Trust, 701 B Street, Ste. 1050, San Diego, CA 92101

Ms. Sandy Bunchek, Riverside Department of Environmental Health, PO Box 7600, Riverside, CA 92503

Mr. Phil Rosenberg, TAIC (Technology Associates International Corp.)
5962 La Place Court, Suite 225, Carlsbad, CA 92008